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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

<b>Mail Stop</b>	<b>MISSING PARTS</b>	Application Number	<b>10/772,781</b>
		Filing Date	<b>February 4, 2004</b>
		First Named Inventor	<b>Jerry B. GIN</b>
		Art Unit	<b>1615</b>
		Examiner Name	<b>Unassigned</b>
		Attorney Docket Number	<b>1375-0001.20</b>

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> No fee due <input type="checkbox"/> Fee Transmittal <input checked="" type="checkbox"/> Fee(s) due <input checked="" type="checkbox"/> Fee Transmittal <input checked="" type="checkbox"/> Check for \$1959.00 <input checked="" type="checkbox"/> Charge any underpayment or credit any overpayment to Deposit Account No. 18-0580 <input checked="" type="checkbox"/> Return postcard <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request (ONE MONTH) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement & Form(s) PTO-1449 <input type="checkbox"/> Copy(ies) of cited reference(s) <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s):	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <b><u>Combined Declaration and Power of Attorney; Blanket Petition; Copy of Notice to File Missing Parts</u></b>
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## Remarks:

**The Commissioner is hereby authorized to charge any additional or underpayment of fee(s) to Deposit Account No. 18-0580.****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual Name (print/type)	<b>Shelley P. Eberle, Reg. No. 31,411 Reed &amp; Eberle LLP</b>	Telephone	<b>(650) 330-0900</b>
Signature	<i>Shelley Eberle</i>	Date	<b>August 5, 2004</b>

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Name (print/type)	<b>Mary O'Malley</b>		
Signature	<i>Mary O'Malley</i>	Date	<b>August 5, 2004</b>

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# FEE TRANSMITTAL

## for FY 2004

Effective 10/01/03. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT \$1959.00

Complete if Known	
Application Number	10/772,781
Filing Date	February 4, 2004
First Named Inventor	Jerry B. GIN
Examiner Name	Unassigned
Group Art Unit	1615
Attorney Docket No.	1375-0001.20

## METHOD OF PAYMENT (check all that apply)

Check    Credit card    Money Order    Other    None

Deposit Account:

Deposit Account No.	18-0580
Deposit Account Name	Reed & Eberle LLP

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below    Charge any underpayment or credit any overpayments

Charge any additional fee(s) during the pendency of this application

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee	Fee	Fee	Fee
Code	Code	Code	(\$)
1001	770	2001	385
1002	340	2002	170
1003	530	2003	265
1004	770	2004	385
1005	160	2005	80
SUBTOTAL (1)			\$385.00

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	132	- 20** =	112	x	9	=	1008
Independent Claims	10	- 3** =	7	x	43	=	301
Multiple Dependent						=	145

Large Entity	Small Entity	Fee Description
Fee	Fee	Fee
Code	Code	Code
1202	18	2202
1201	86	2201
1203	290	2203
1204	86	2204
1205	18	2205
SUBTOTAL (2)		\$1454

\*\*or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES	Large Entity	Small Entity	Fee Description	Fee Paid
	Fee	Fee	Code	(\$)
	1051	130	2051	65
	1052	50	2052	25
	1053	130	1053	130
	1812	2,520	1812	2,520
	1804	920*	1804	920*
	1805	1,840*	1805	1,840*
	1251	110	2251	55
	1252	420	2252	210
	1253	950	2253	475
	1254	1,480	2254	740
	1255	2,010	2255	1,005
	1401	330	2401	165
	1402	330	2402	165
	1403	290	2403	145
	1451	1,510	1451	1,510
	1452	110	2452	55
	1453	1,330	2453	665
	1501	1,330	2501	665
	1502	480	2502	240
	1503	640	2503	320
	1460	130	1460	130
	1807	50	1807	50
	1806	180	1806	180
	8021	40	8021	40
	1809	770	2809	385
	1810	770	2810	385
	1801	770	2801	385
	1802	900	1802	900
Other fee (specify)				
*Reduced by Basic Filing Fee Paid				SUBTOTAL (3)
				\$120.00

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Shelley P. Eberle	Registration No. (Attorney/Agent)	31,411	Telephone	(650) 330-0900
Signature				Date	August 5, 2004



Atty Dkt No. 1375-0001.20  
PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of:

Jerry B. GIN et al.

Confirmation No.: 2376

Serial No.: 10/772,781

Group Art Unit: 1615

Filing Date: February 4, 2004

Examiner: Unassigned

Title: LONG-LASTING, FLAVORED DOSAGE FORMS FOR SUSTAINED RELEASE OF BENEFICIAL AGENTS WITHIN THE MOUTH

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts dated May 5, 2004, transmitted herewith for filing are the following documents:

1. a copy of the Notice to File Missing Parts;
2. a Combined Declaration and Power of Attorney signed by the inventors;
3. a Blanket Petition for Extension of Time and Authorization to Charge or Credit Deposit Account; and
4. a check in the amount of \$1959.00 to cover the required fees (surcharge, \$65.00; statutory basic filing fee, \$385.00; additional claim fees, \$1454.00; and \$55.00, one-month extension of time).

The Commissioner is hereby authorized to charge any additional fees under 37 CFR §§ 1.16, 1.17 and 1.21 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-0580.

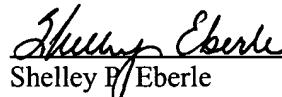
Respectfully submitted,

08/11/2004 FFANIA2 00000087 10772781

06 FC:2251

55.00 OP

By:

  
Shelley P. Eberle  
Registration No. 31,411

REED & EBERLE LLP  
800 Menlo Avenue, Suite 210  
Menlo Park, California 94025  
(650) 330-0900 Telephone  
(650) 330-0980 Facsimile



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/772,781	02/04/2004	Jerry B. Gin	1375-0001.20

## CONFIRMATION NO. 2376

23980  
 REED & EBERLE LLP  
 800 MENLO AVENUE, SUITE 210  
 MENLO PARK, CA 94025

## FORMALITIES LETTER



\*OC000000012539516\*

Date Mailed: 05/05/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$1454** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$1904** for a Small Entity

• \$385 Statutory basic filing fee.	08/11/2004 FFANAI2 00000087 10772781
• \$65 Late oath or declaration Surcharge.	01 FC:2001 385.00 OP 02 FC:2051 65.00 OP
	03 FC:2201 301.00 OP
	04 FC:2202 1008.00 OP
• Total additional claim fee(s) for this application is \$1454	05 FC:2203 145.00 OP

- \$301 for 7 independent claims over 3.
- \$1008 for 112 total claims over 20.
- \$145 for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

*~~ROA~~*

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Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 1 - ATTORNEY/APPLICANT COPY